

RECORDATION NO.

21952-<sup>G</sup>  
FILED

ALVORD AND ALVORD  
ATTORNEYS AT LAW  
1050 SEVENTEENTH STREET, N.W.  
SUITE 301  
WASHINGTON, D.C.  
20036

SEP 27 '06

8-53 AM

SURFACE TRANSPORTATION BOARD

ELIAS C. ALVORD (1942)  
ELLSWORTH C. ALVORD (1964)

OF COUNSEL  
URBAN A. LESTER

(202) 393-2266

FAX (202) 393-2156

E-MAIL alvordlaw@aol.com

September 27, 2006

Mr. Vernon A. Williams  
Secretary  
Surface Transportation Board  
Washington, D.C. 20423

Dear Mr. Williams:

Enclosed for recordation pursuant to the provisions of 49 U.S.C. Section 11301(a) are two (2) copies of a Notice, dated as of September 26, 2006, a secondary document as defined in the Board's Rules for the Recordation of Documents.

The enclosed document relates to the Memorandum of Lease Agreement previously filed with the Board under Recordation Number 21952.

The name and address of the party to the enclosed document are:

Lessee:                   Bombardier Capital Rail Inc.  
                             (f/k/a NorRail, Inc.)  
                             12735 Gran Bay Parkway West  
                             Suite 1000  
                             Jacksonville, FL 32258

[Lessor:                   Manufacturers and Traders Trust Company  
                             (successor to First Omni Bank, National  
                             Association)  
                             25 South Charles Street  
                             Baltimore, MD 21202]

Mr. Vernon A. Williams  
September 27, 2006  
Page 2

A description of the railroad equipment covered by the enclosed document is:

1 railcar DESTROYED: TR 526698.

A short summary of the document to appear in the index is:

Notice.

Also enclosed is a check in the amount of \$34.00 payable to the order of the Surface Transportation Board covering the required recordation fee.

Kindly return stamped copies of the enclosed document to the undersigned.

Very truly yours,



Robert W. Alvord

RWA/sem  
Enclosures

21952-C

# BOMBARDIER

September 26, 2006

SEP 27 '06

8-53 AM

Mr. Vernon A. Williams  
Secretary  
Surface Transportation Board  
Washington, D.C. 20423

**SURFACE TRANSPORTATION BOARD**

**Bombardier Capital Rail Inc.**  
• 12735 Gran Bay Parkway West  
Suite 1000  
Jacksonville, FL 32258 United States  
[www.bombardier.com](http://www.bombardier.com)  
**TEL** (904) 288-1000  
**FAX** (904) 288-2155

**Re: Memorandum of Lease Agreement, dated as of January 14, 1999 between Manufacturers and Traders Trust Company (successor to First Omni Bank, National Association), Lessor, and Bombardier Capital Rail Inc. (successor to NorRail, Inc.), Lessee, filed with the Board on January 13, 1999 at 1:50 p.m. under Recordation Number 21952 (BCRI's headlease 6)**

Dear Mr. Williams:

With reference to the railroad equipment covered by the recordation shown above, we wish to advise:

1. The following railcar has been destroyed:

<u>Current Car #</u>	<u>Original Car #</u>	<u>Permanent Car #</u>
TR526698	CR585773	NRLX526698

Very truly yours,

Catherine Planks

**Catherine Hawks**  
Senior Attorney

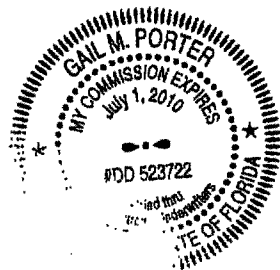
STATE OF FLORIDA )  
 )  
COUNTY OF DUVAL ) ss.

On this 26th day of September, 2006, before me appeared **Catherine Hawks**, to me personally known, who, being duly sworn did say that she is the Senior Attorney of BOMBARDIER CAPITAL RAIL INC. (f/k/a NorRail, Inc.), and that said instrument was signed on behalf said corporation by authority of its board of directors and she acknowledged said instrument to be the free act and deed of said corporation.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed my official seal in the County and State aforesaid, the day and year first above written. 4 . 3 .

*Lori M. Porter*  
NOTARY PUBLIC

My Commission Expires: 7-1-2010



**CERTIFICATION**

I, Robert W. Alvord, attorney licensed to practice in the State of New York and the District of Columbia, do hereby certify under penalty of perjury that I have compared the attached copy with the original thereof and have found the copy to be complete and identical in all respects to the original document.

Dated: \_\_\_\_\_

9/27/06



\_\_\_\_\_  
Robert W. Alvord